Civil Misc. Writ Petition No. 855 (M/B) of 2001

Ravindra Kumar Pant and another. …….. Petitioner.

Vs.

Chancellor,
Kumaon University, Nainital
and others. ……. Respondents.

Hon. A.A. Desai, C.J.
Hon. M.C.Jain,J.

Heard Sri Ravin Kiran Jain, learned counsel for the petitioner.

The petitioners are the Executive councillors of the Kumaon University. They made a representation to the Chancellor pointing out certain irreguylaties in the functioning of the Vice Chacellor. Initially, they filed a writ petition since the representations were not decided. Ultimtely, order was passed deciding representation the Chancellor after receiving the reply and explanation from the Vice-Chancellor reached the conclusion that the irregularties as pointed out could could not be substatiated. Hence, he rejected the represenation.

Mr. R.K.Jain, learned counsel for the petitioners urged before us that they being the complainant were entitiled to have the copy of the reply as also right of participation in the proceedings before the Chancellor since the proceedings were quasel judicial in nature.

The submission is totally untenable. The chance-llor is the admistrative head of the university of the State and compliance of the regulations and statutes is to be ascertained by him to his satisfaction.

The complaince could bring to his notice irregulartiesm, in case if any. However, the complainants have no statutory or otherwise any right of participation in a proceeding to ascertian genuineness or correctness of the complaint.

As the stage, Mr. Jain urged that the order as passed in not a speaking order. We have perused the order. The Chancellor has elaborately reproduced the substance of the grievance and reached a conclusian . As such this submission is also factually erroneous.

We, therefore, do not see any merit the grievance. We, therefore, dismiss the petition.

(M.C.Jain,J.) **(A.A. Desai, C.J.)**

Dt. 10.10.2001

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